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and
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INDICATION FORM**

| | |
|------------------------|-------------------|
| Patent Number | 5,218,108 |
| Issue Date | June 8, 1993 |
| First Named Inventor | Klaus Sommermeyer |
| Confirmation Number | 1258 |
| Group Art Unit | 1503 |
| Examiner Name | Nathan M. Nutter |
| Attorney Docket Number | 3632.0001-000 |

Title **Hydroxylethylstarch (HES) as Plasma Expander and Process for Preparing HES**

I hereby appoint

- ☒ Practitioners associated with Customer No. 021005
☐ Practitioner(s) named below:

as my/our attorneys/agents to prosecute the application identified above, including any continuation or divisional applications thereof, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

- ☒ Customer Number 021005
Hamilton, Brook, Smith & Reynolds, P.C.
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Concord, Massachusetts 01742-9133
☐ Other

Please direct all telephone calls and facsimiles to:

Name Elizabeth W. Mata Tel. No. 978-341-0036 Fax No. 978-341-0136

I am the:

- ☐ Applicant/Inventor.
☒ Authorized representative of the Assignee, Fresenius Kabi Deutschland GmbH, of the entire interest. See 37 CFR § 3.71. A Statement under 37 CFR § 3.73(b) is enclosed.
☐ Authorized representative of the Assignee, [], together with [], of the entire interest. A Statement under 37 CFR § 3.73(b) is enclosed.

SIGNATURE of Applicant or Assignee of Record

| | | |
|--------------|-----------------------|--|
| Signature | <u>B. Staudt</u> | <u>S. Calabro-Foichert</u> |
| Name & Title | <u>M. Staudt</u> | <u>M. Dr. Silvana Calabro-Foichert</u> |
| Date | <u>Patent Manager</u> | <u>Patent Manager</u> |

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COMPLETED

STATEMENT UNDER 37 CFR § 3.73(b)

Applicant/Patentee: Klaus Sommermeyer, Franz Cech, Burghard Weidler and Klaus HenningApplication No./Patent No.: 5,218,108 Filed/Issue Date: June 8, 1993For: HYDROXYLETHYLSTARCH (HES) AS PLASMA EXPANDER AND PROCESS FOR PREPARING HESFresenius Kabi Deutschland GmbH

(Name of Assignee)

, a corporation

Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is

- A. ☒ the assignee of the entire right, title and interest in the patent application identified above; or
- B. ☐ an assignee together with [] of the entire right, title and interest in the patent application identified above.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A. ☐ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel [], Frame [], or a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: Klaus Sommermeyer, Franz Cech, Burghard Weidler, Klaus Henning
To: Fresenius Aktiengesellschaft
The document was recorded in the United States Patent and Trademark Office at
Reel 005345, Frames 0989-0992, or a copy thereof is attached.
2. From: Fresenius Aktiengesellschaft To: Fresenius Kabi Deutschland GmbH
The document was recorded in the United States Patent and Trademark Office at
Reel [], Frame [], or a copy thereof is attached.
3. From: [] To: []
The document was recorded in the United States Patent and Trademark Office at
Reel [], Frame [], or a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature B. StaudeName: i.V. Birgit Staude
Patent Manager

Title: _____

Date: February 18, 2008S. Calabrò - Folcherti.V. Dr. Silvana Calabrò-Folchert
Patent Manager

CONFIRMATORY ASSIGNMENT

Whereas, by virtue of an Assignment recorded in the United States Patent and Trademark Office on Reel 005345, Frames 0989 through 0992, Fresenius Aktiengesellschaft (hereinafter "Assignor") of Else-Kroener-Strasse 1, 61352 Bad Homburg v.d.H., Germany, was the owner of United States Letters Patent No. 5,218,108, issued June 8, 1993 (hereinafter "Patent").

Whereas, Fresenius Kabi Deutschland GmbH (hereinafter "Assignee"), a German corporation, of Else-Kroener-Strasse 1, 61352 Bad Homburg v.d.H., Germany, was desirous of acquiring from Assignor, an interest in, to and under the aforesaid Patent and the invention therein described and claimed, and in accordance with an agreement executed June 9, 1999 (hereinafter "Agreement"), Assignee acquired from Assignor all of its right, title and interest in the Patent in return for certain obligations to Assignor.

Now, therefore, Assignor hereby confirms that for good and valuable consideration, the receipt of which was hereby acknowledged in the Agreement, it has sold, transferred and conveyed to Assignee its entire right, title and interest in, to and under said Patent, to the full end of the term for which Letters Patent were granted, and any continuations, reissues, or extensions thereof and the invention therein described and claimed, including all claims, if any, which may have arisen for infringement of the Patent prior to the date of this confirmatory assignment.

Assignor further agrees that Assignor will, without demanding any further consideration therefor, at the request but at the expense of Assignee, do all lawful and just acts, including the execution and acknowledgment of instruments, that may be or become necessary for obtaining, sustaining, or reissuing the Patent, and for maintaining and perfecting Assignee's right, its

successors, assigns and legal representatives, to the Patent and any continuations, reissues or extensions thereof, and preliminary or other statements and the giving of testimony in any interference or other proceeding in which said invention or any application or patent directed thereto may be involved.

Fresenius Aktiengesellschaft

By B. Stornale

Print Name: I.V. Birgit Staudé
Patent Manager

Title

Date February 18, 2008

Witness Signature S. Calabrò - Felchert

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